HIGH COURT OF UTTARANCHAL AT NAINITAL

Bail Application No. 03 of 2004

CRIMINAL SIDE

Daya Ram son of Sri Prem
R/o Jogia Mandi, Haridwar
P.S. Kotwali, Haridwar ….……. Accused/Applicant

Versus

State of Uttaranchal ……. Opposite Party

Case Crime No. 943 of 2003
Under Section 386 IPC
P.S. Kotwali, Haridwar

By the court

Hon'ble Rajesh Tandon, J.

Heard Sri Vivek Shukla for the applicant and the learned A.G.A.

The counsel for the applicant submitted inter alia that F.I.R. in the case is belated one. Both the accused applicant and complainants having their shops at Mansa Devi Temple and there is business rivalry between the parties. Therefore, the accused applicant has been implicated in the case falsely. It has also been stated on behalf of the accused that the accused applicant is the only bread winner of the family and if he remains in jail any more the family will starve.

Considering the aforesaid facts and circumstances, in my opinion, it is a fit case for grant of bail.

Let the accused applicant be released on bail on his furnishing a personal bond and two sureties each in the like amount to the satisfaction of the Chief Judicial Magistrate, Haridwar.

15.1.2004 **(Rajesh Tandon, J.)**
*Dhyani